APPENDIX D

STATE OF NEW YORK,
COURT OF APPEALS

At a session of the Court, of Appeals Hall in the City of Albany on the *twenty-third* day of *February* 1999

PRESENT, HON. JUDGE S. KAYE, Chief Judge presiding.

Mo. No. 1496

Peter Sudarsky, et al.,

Appellants,

v.

City of New York, et al,

Respondents.

A motion for reargument of motion for leave to Appeal to the Court of Appeals in the above cause having heretofore been made upon the part of the appellants herein, papers having been submitted thereon and due deliberation having been thereupon had, it is

ORDERED, that the said motion be and the same hereby is denied.

Stuart M. Cohen
Clerk of the Court